

FAMILY LAW SECTION

Respectfully submits the following position on:

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SB 0101 – SB 0107

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The Family Law Section is not the State Bar of Michigan itself, but rather a Section which members of the State Bar choose voluntarily to join, based on common professional interest.

The position expressed is that of the Family Law Section only and is not the position of the State Bar of Michigan.

To date, the State Bar does not have a position on this matter.

The total membership of the Family Law Section is 2,481.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 21. The number who voted in favor to this position was 16. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Family Law Section

Contact person:

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Bill Number:

SB 0101 (Jansen) Family law; friend of the court; reference to domestic relations mediation in child custody act; revise to reflect amendment to friend of the court act. Amends sec. 7b of 1970 PA 91 (MCL 722.27b).

SB 0102 (Garcia) Traffic control; driver license; procedures for suspension and reinstatement of driver license due to child support arrearage; revise. Amends sec. 321c of 1949 PA 300 (MCL 257.321c). TIE

SB 0103 (Garcia) Civil procedure; costs and fees; consolidated fees from divorce, paternity, and family support acts; provide for. Amends secs. 2137, 2529 & 2538 of 1961 PA 236 (MCL 600.2137 et seq.).

SB 0104 (Jansen) Family law; child support; certain duties of the office of child support; establish, and eliminate child support bench warrant enforcement fund. Amends secs. 3 & 3a of 1971 PA 174 (MCL 400.233 & 400.233a) & repeals sec. 6a of 1971 PA 174 (MCL 400.236a).

SB 0105 (Scott) Family law; marriage and divorce; collection and distribution of child support provision; revise. Amends secs. 23 & 24 of 1846 RS 84 (MCL 552.23 & 552.24).

SB 0106 (Jacobs) Family law; paternity; procedures for collection of medical expenses related to birth of a child born out of wedlock paid by medicaid; revise, and revise collection and distribution of child support provisions. Amends secs. 2, 7 & 19a of 1956 PA 205 (MCL 722.712 et seq.) & repeals sec. 19 of 1956 PA 205 (MCL 722.729).

SB 0107 (Hardiman) Family law; child support; procedures for collection of medical expenses related to birth of a child whose parents are separated paid by medicaid; revise, and revise collection and distribution of support provisions. Amends secs. 1, 2 & 8a of 1966 PA 138 (MCL 552.451 et seq.) & repeals sec. 7 of 1966 PA 138 (MCL 552.457).

Date position was adopted:

May 2, 2009

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting.

Number of members in the decision-making body:

21

Number who voted in favor and opposed to the position:

16 Voted for position

0 Voted against position

0 Abstained from vote

5 Did not vote

Position:

Support and Amend

Explanation of the position, including any recommended amendments:

SB 99-107 are the Friend of the Court Association package of bills. The Family Law Section opposes SB 99 and SB 100 because they contain provisions that are harmful to families. The remainder of this package of bills helps streamline the Friend of the Court operations. The Family Law Sections supports SB 101-107, except for their references to the offending provisions of SB 99 and SB 100.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.<http://legislature.mi.gov/doc.aspx?2009-SB-0101><http://legislature.mi.gov/doc.aspx?2009-SB-0102><http://legislature.mi.gov/doc.aspx?2009-SB-0103><http://legislature.mi.gov/doc.aspx?2009-SB-0104><http://legislature.mi.gov/doc.aspx?2009-SB-0105><http://legislature.mi.gov/doc.aspx?2009-SB-0106><http://legislature.mi.gov/doc.aspx?2009-SB-0107>